



# 2022 Oklahoma Small Business Corporation Income and Franchise Tax Forms and Instructions

**This packet contains:**

- Instructions for completing the Oklahoma Small Business Corporation Income and Franchise Tax Return Form 512-S
- Small Business Corporation Income and Franchise Tax Return Form 512-S
- Supplemental Schedule for Form 512-S, Part 5 Form 512-S-SUP
- Nonresident Shareholder Agreement Income Tax Form 512-SA

**Filing date:**

- Your Oklahoma return is due 30 days after the due date of your federal return.

**For assistance:**

- See page 18 for methods of contacting the Oklahoma Tax Commission (OTC).

**NOTE:**

- Pursuant to OAC 710:50-17-1, the Oklahoma Small Business Corporation Income and Franchise Tax Return **must be filed electronically**.

# 2022 OKLAHOMA SMALL BUSINESS CORPORATION TAX PACKET

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## COMMON ABBREVIATIONS FOUND IN THIS PACKET

FEIN - Federal Employer Identification Number

IRC - Internal Revenue Code

OS - Oklahoma Statutes

OTC - Oklahoma Tax Commission

PTE - Pass-Through Entity

Sec. - Section(s)

## HELPFUL HINTS

- Refunds must be made by direct deposit. Failure to supply direct deposit information will delay the processing of the refund.
- Check your FEIN on all forms and schedules.
- The request for your FEIN is authorized by Section 405, Title 42, of the United States Code. You must provide this information. It will be used to establish your identity for tax purposes only. **Important:** If you do not have a FEIN, you may obtain one online at **irs.gov** or by calling 800.829.4933. If you would prefer to file a paper application, contact the IRS and request Form SS-4.
- Check your calculations carefully.
- Fiscal year dates are a common problem. If you file based on a fiscal year, please list dates on top of form where indicated.
- **Provide** a complete copy of your federal return, and all required schedules. Failure to do so can slow down the processing of your return.
- When complete, make copies of all the documents for your records.
- Don't forget to sign your tax returns.
- The Oklahoma Tax Commission is not required to give actual notice to taxpayers of changes in any state tax law.

## WHAT'S NEW IN THE 2022 OKLAHOMA 512-S TAX PACKET?

- The corporate income tax rate was reduced from 6% to 4%.
- The bank in lieu tax rate was reduced from 6% to 4%.
- The Pass-Through Entity tax rate was reduced from 6% to 4% to conform with the corporate income tax rate change.
- The Credit for Verified Blood Donations was added to the Form 511-CR. To obtain Form 511-CR, visit [tax.ok.gov](https://tax.ok.gov).
- The Credit for Oklahoma Rural Jobs was added to the Form 511-CR. To obtain Form 511-CR, visit [tax.ok.gov](https://tax.ok.gov).
- The Credit for Contributions to Eligible Public School Foundations or Public School Districts was added to the Form 511-CR. To obtain Form 511-CR, visit [tax.ok.gov](https://tax.ok.gov).
- The annual credit cap for contributions to eligible scholarship-granting organizations was increased from \$3.5 million to \$25 million, plus any suspended credits, and the annual credit cap for contributions to eligible educational improvement grant organizations, eligible public school foundations and public school districts was increased from \$1.5 million to \$25 million. In addition to the \$25 million cap, the credit amount is limited to \$200,000 of credits per public school district annually.
- A deduction for qualified equity investments in an eligible Oklahoma venture capital company was added. See Form 512-S, Part 2, Line 19, Column B. **Provide** Form 582-I (available at [tax.ok.gov](https://tax.ok.gov)).

## GENERAL FILING INFORMATION: INCOME TAX AND FRANCHISE TAX

### WHO MUST FILE

All corporations having an election in effect under Subchapter S of the IRC engaged in business or deriving income from property located in Oklahoma and that are required to file a federal income tax return using Form 1120-S, must file an Oklahoma income tax return on Form 512-S. Do not use Form 512.

A complete copy of the federal return must be provided with the Oklahoma income tax return. For S corporations not required to complete the federal Schedules L and M-1, copies of the balance sheets from their financial statement must be provided. Failure to provide the required documentation may cause a delay in the processing of the S corporation's income tax return as well as the income tax returns of its shareholders.

Every corporation organized under the laws of this state, or qualified to do or doing business in Oklahoma in a corporate or organized capacity by virtue or creation of organization under the laws of this state or any other state, territory, district, or a foreign country, including associations, joint stock companies and business trusts as defined by Oklahoma statutes, unless exempt by statutes, must file an annual franchise tax return. The term "doing business" means and includes every act, power, or privilege exercised or enjoyed in this state as an incident to do or by virtue of powers and privileges acquired by the nature of all organizations falling within the purview of the Franchise Tax Code.

Corporations required to file a franchise tax return may elect to file a combined corporate income and franchise tax return. To make this election, file Form 200-F. Corporations not filing Form 200-F must file a stand-alone Oklahoma Annual Franchise Tax Return Form 200. Corporations that remitted the maximum amount of franchise tax for the preceding tax year, or that had their corporate charter suspended, do not qualify to file a combined income and franchise tax return.

### TIME AND PLACE FOR FILING

Corporate returns shall be due no later than 30 days after the due date established under the IRC. In the case of complete liquidation or the dissolution of a corporation, the return shall be made on or before the 15th day of the fourth month following the month in which the corporation is completely liquidated. When the last date for filing any document or performing any act required by the Oklahoma Tax Commission (OTC) falls on a day when the offices are not open for business, the filing of the document or performance of the act shall be considered timely if it is performed by the end of the next business day.

A valid extension of time in which to file your federal return automatically extends the due date of your Oklahoma return if no Oklahoma liability is owed. A copy of the federal extension must be provided with your Oklahoma return. If your federal return is not extended, or an Oklahoma liability is owed, an extension of time to file your Oklahoma return may be granted on Form 504-C.

**Electronic filing is required pursuant to OAC 710:50-17-1.**

# 2022 OKLAHOMA SMALL BUSINESS CORPORATION TAX PACKET

## FISCAL YEAR AND SHORT PERIOD RETURNS

For all fiscal year and short period returns, the beginning and ending dates of the tax year must be shown on the top portion of the return where indicated. Omission of this information may cause a significant delay in the processing of the return, and no interest will accrue on any refund pending.

## WITHHOLDING ON NONRESIDENT MEMBERS

Pass-through entities (PTE) (partnerships, S corporations, limited liability companies or trusts) are required to withhold Oklahoma income tax at a rate of 4.75% of the Oklahoma share of taxable income distributed to each nonresident member (partner, member, shareholder or beneficiary). A PTE is **not** required to withhold income tax with regard to any nonresident member who submits Form OW-15 "Nonresident Member Withholding Exemption Affidavit". 68 OS Sec. 2385.29, 2385.30 and 2385.31.

Withholding is not required on distributions made to persons, other than individuals, who are exempt from federal income tax, organizations granted an exemption under IRC Section 501(c)(3), insurance companies subject to the Oklahoma Gross Premium Tax and therefore exempt from Oklahoma income tax under 68 OS Sec. 2359(c) and nonresident members who have filed the Form OW-15 "Nonresident Member Withholding Exemption Affidavit".

Withholding is not required on any distribution of royalty income on which the nonresident royalty interest income tax has already been withheld, on any distribution made to another PTE or on any distribution of income not subject to Oklahoma income tax.

The following PTE's are not required to withhold:

- An entity electing to be treated as a disregarded entity for federal income tax purposes. A disregarded entity is an eligible entity that is treated as an entity that is not separate from its single owner.
- An entity that does not have a requirement, or properly elects out of the requirement, to file a federal income tax return.
- An entity making distributions of income not subject to Oklahoma income tax.
- An entity that made the election to become an electing PTE (see "Electing Pass-Through Entity" on page 7 for more information).

### Distributions Made from the S Corporation

S corporations that make distributions subject to Oklahoma withholding must register with the OTC. Register by completing Form OW-11 "Registration for Oklahoma Withholding for Nonresident Members". This form may be obtained from our website at [tax.ok.gov](http://tax.ok.gov).

To file and pay the income tax withheld, the S corporation must complete Form WTP-10003 "Oklahoma Nonresident Distributed Income Withholding Tax Annual Return". The S corporation will file Form WTP-10003 on or before the due date (including extensions) of the S corporation's income tax return.

The S corporation must provide nonresident shareholders a Form 500-B by the due date (including extensions) of its income tax return, showing their respective amount of income and tax withheld. Copies of Form 500-Bs, along with the cover Form 501, must be electronically filed with the OTC by the same date. Each nonresident shareholder must **provide** a copy of the Form 500-B with their Oklahoma income tax return as verification for this withholding.

For S corporations paying the tax on behalf of nonresident shareholders, the nonresident shareholder's withholding may be claimed on Form 512-S, part 1, line 7. A copy of the nonresident shareholder's Form 500-B must be provided with the Form 512-S.

## GENERAL FILING INFORMATION: INCOME TAX

### Agricultural Commodity Processing Facility Exclusion

Owners of agricultural commodity processing facilities may exclude 15% of their investment in a new or expanded agricultural commodity processing facility located within Oklahoma. "Agricultural commodity processing facility" means buildings, structures, fixtures and improvements used or operated primarily for the processing or production of agricultural commodities to marketable products. The investment is deemed made when the property is placed in service. Under no circumstances shall this exclusion lower the shareholder's taxable income below zero. In the event the exclusion does exceed income, any unused portion may be carried over for a period not to exceed six years.

Attach a separate schedule showing the type of investment(s), the date placed in service, the cost, the total exclusion and the exclusion available for each shareholder. Do not include this exclusion in the Oklahoma net distributable income; each shareholder shall report their allowable share of the exclusion on the designated line of their individual return. For a nonresident who does not file a nonresident agreement, include the shareholder's allowable share in Part 5, line 13.

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### Oklahoma Depletion in Lieu of Federal Depletion (Part 5)

Oklahoma depletion on oil and gas well production, at the option of the taxpayer, may be computed at 22% of gross income derived from each Oklahoma property during the taxable year. Major oil companies, as defined in 52 OS Sec. 288.2, when computing Oklahoma depletion, shall be limited to 50% of the net income (computed without the allowance for depletion) from each property. If Oklahoma options are exercised, the federal depletion not used due to the 65% limit may not be carried over. Lease bonus received is considered income subject to depletion. If depletion is claimed on a lease bonus and no income is received as a result of non-producing properties, upon expiration of the lease, such depletion must be restored. A complete schedule by property must be furnished.

**Note:** For each nonresident shareholder whose income is reported in Part 1, line 1a, the depletion is reported in Part 1, line 1c.

### Underpayment of Estimated Tax Interest

All S corporations that are paying tax at the corporate level are required to make estimated tax payments when the tax for the taxable year can reasonably be expected to be \$500 or more. The estimated tax payments shall not be less than 70% of the amount of tax due (tax liability less all credits except amounts paid on estimated tax and extension payments), or 100% of the prior year's tax liability. Should deficiencies occur, the amount of underpayment shall be subject to interest at an annual rate of 20%, or fraction thereof, for the period of underpayment. **Provide** Form OW-8-P.

**Note:** No underpayment of estimated tax interest shall be imposed if the tax liability shown on the return is less than \$1,000.

### Amended Returns

The Form 512-S is used for amended returns also. If this is an amended return, place an "X" in the box located in the top section of Form 512-S, page 1. Complete Schedule 512-S-X on page 14. **Provide** Federal Amended Form 1120-S when applicable. **Overpayments cannot be applied to next year's estimated tax. Line 28 cannot be amended or changed once the original return has been processed.** See 68 OS Sec. 2373 for the statute of limitations for refunds.

When amending Form 512-S for S corporations that are paying tax at the corporate level, enter on line 9 any amount paid with the original return plus any amount paid after it was filed. Enter on line 10 any refund previously received or overpayment applied. An overpayment on an amended return may not be credited to estimated tax, but will be refunded. The amount applied to estimated tax on the original return cannot be adjusted.

### Adjustments by Internal Revenue Service

Taxpayers who file "consents" extending the time for making federal adjustments automatically extend the time for making state adjustments. The taxpayer is also required to file an amended return reporting all Internal Revenue Service (IRS) adjustments. A copy of the finalized RAR must be furnished.

### Banks and Credit Unions

State and national banks and state credit unions that make a federal subchapter S election shall not pay an "In Lieu" tax of 4% per 68 OS Sec. 2370. The income or loss of that entity shall be reported at the shareholder level.

### Real Estate Investment Trusts

A real estate investment trust that does not become regularly traded on an established securities market within one year of the date on which it first becomes a real estate investment trust shall be deemed not to have been regularly traded on an established securities market, retroactive to the date it first became a real estate investment trust. An amended return shall be filed reflecting such retroactive designation for any tax year or part year occurring during its initial year of status as a real estate investment trust. For purposes of this paragraph, a real estate investment trust becomes a real estate investment trust on the first day it has met the requirements of IRC Section 856 and has elected to be treated as a real estate investment trust pursuant to IRC Section 856(c)(1). 68 OS Sec. 2358.

## GENERAL FILING INFORMATION: FRANCHISE TAX

### Requirement for Filing a Franchise Tax Return

All foreign (non-Oklahoma) corporations, including non-profits, must pay an Annual Registered Agent Fee of \$100.00. Indicate this amount on line 13 of the Form 512-S, page 10.

The maximum annual franchise tax is \$20,000.00. Corporations that remitted the maximum amount of franchise tax for the preceding tax year do not qualify to file a combined income and franchise tax return. For these corporations, franchise tax is due and payable on May 1 of each year, and delinquent if not paid on or before June 1.

If a taxpayer computes the franchise tax due and determines that it amounts to \$250.00 or less, the taxpayer is exempt from the tax and a "no tax due" return is required to be filed. A schedule of corporate officers must still be filed, and for foreign corporations, the \$100.00 registered agents fee is still due.

If the charter or other instrument is suspended, a fee of \$150.00 is required for reinstatement. (Line 16 of Form 512-S, page 10.)



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## Franchise Tax Computation

The basis for computing Oklahoma franchise tax is the balance sheet, as shown by your books of account at the close of the last preceding income tax accounting year. If electing to change filing to match the due date of the corporate income tax, use the balance sheet for that corporate tax year.

The franchise tax for corporations doing business both within and outside of Oklahoma is computed on the proportion to which property owned, or property owned and business done, within Oklahoma bears to total property owned, or total property owned and total business done, everywhere.

“Property owned” is the book value of the assets. For the purpose of determining apportionment between Oklahoma and elsewhere, liabilities are not to be deducted from gross assets.

The term “business done” means and includes the engaging in any activity or the performing of any act or acts in this state that constitutes the doing or transacting of business. Business done in Oklahoma includes sales shipped from Oklahoma to another state in which the corporation is not doing business.

Intercompany payables and receivables between parent, subsidiary and/or affiliates, are to be eliminated from the calculations necessary to determine the amount of franchise tax due.

Oklahoma franchise (excise) tax is levied and assessed at the rate of \$1.25 per \$1,000.00 or fraction thereof on the amount of capital allocated or employed in Oklahoma.

## LINE BY LINE INSTRUCTIONS FOR DETERMINING OKLAHOMA NET DISTRIBUTABLE INCOME: INCOME TAX

### Computation of Allocable and/or Apportionable Income

**Part 2, Column A and Part 3, Column A** are to be completed by all S corporations. All S corporations start with Part 2.

**Part 2, Column B and Part 3, Column B**, are to be completed by S corporations deriving all of their income from within Oklahoma or by S corporations whose business within and without Oklahoma is oil and gas production, mining, farming, income from other pass-throughs or rental. This should be completed using the direct accounting method.

**Part 4** is to be completed by S corporations conducting a business of a unitary nature. A unitary business is one whose income is derived from the conduct in more than one state of a single business enterprise, all the factors of which are essential to the realization of an ultimate gain derived from the enterprise as a whole, and not from its component parts which are too closely connected and necessary to each other to justify division or separate allocation.

### Safety Pays OSHA Consultation Service Exemption

(Part 2, column B, line 19 or Part 4, line 3)

An employer that is eligible for and utilizes the Safety Pays OSHA Consultation Service provided by the Oklahoma Department of Labor shall receive a \$1,000 exemption for the tax year the service is utilized. Employers must be able to substantiate their participation in the Oklahoma Department of Labor’s Safety Pays OSHA Consultation Service upon request.

### Qualified Refinery Property

(Part 2, column B, line 5 or Part 4, Line 2)

If the election was made to expense the cost of qualified Oklahoma refinery property placed in service before January 1, 2012, on a previous year’s Oklahoma return, the depreciation deduction claimed on the federal return for such property must be added back to arrive at Oklahoma taxable income. This addition must be made regardless of whether the expense was claimed on the corporate return or allocated to its owners. 68 OS Sec. 2357.204.

### Cost of Complying with Sulfur Regulations

A qualified refinery may make an irrevocable election to allocate all or a portion of the cost of complying with sulfur regulations issued by the Environmental Protection Agency as a deduction allowable to its owners. The allocation for each person is equal to the ratable share of the total amount allocated, determined on the basis of the ownership interest of the person. The taxable income of the refinery shall not be reduced by the reason of any amount allowed under this section. 68 OS Sec. 2357.205.

### If You Are the Refinery

To make the election, attach a schedule stating your corporate name and FEIN, a list of the costs of complying with sulfur regulations, some or all of which are being allocated to your owners, and the portion of such costs allocated to each owner (including the owner’s name and federal identification number). You shall also provide each owner with written notice of the amount of the allocation. The notice must include your corporate name and FEIN and the owner’s name and federal identification number.

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### Cost of Complying with Sulfur Regulations (continued)

#### If You Are the Owner

(Part 2, column B, line 19, or Part 4, line 6)

Deduct the portion of the cost of complying with sulfur regulations that have been allocated to you. Attach the written notice of the allocation received from the refinery.

### Captive Real Estate Investment Trusts

(Part 2, column B, line 5 or Part 4, line 2)

A captive real estate investment trust that is subject to federal income tax is required to add-back the dividends-paid deduction otherwise allowed by federal law in computing net income. 68 OS Sec. 2358.

### Indian Employment Exclusion

(Part 2, Column B, line 19 or Part 4, line 3)

All qualified wages equal to the federal Indian Employment Credit set forth in 26 U.S.C.A., Section 45A, shall be deducted from taxable income. Deduct on the Oklahoma return an amount equal to the reduction of salaries and wages reported on the federal return as a result of the Form 8845 "Indian Employment Credit". The deduction allowed shall only be permitted for the tax years in which the federal credit is allowed, even if not used in such year because of tax liability limitations.

**Provide** a copy of the federal return, Form 8845 and, if applicable, Form 3800.

### Deduction for Qualified Equity Investments

(Part 2, Line 19, Column B)

Corporations may deduct qualified equity investments in an eligible Oklahoma venture capital company. The deduction may not exceed \$25 million by an accredited investor during a taxable year and may not reduce Oklahoma taxable income below zero. 68 OS Sec 2358.110. **Provide** Form 582-I (available at [tax.ok.gov](http://tax.ok.gov)).

### Electing Pass-Through Entity

68 OS Sec. 2355.1P-1 through 2355.1P-4

"Electing pass-through entity" means any PTE as defined in 68 OS Sec. 2355.1P-2(6) that has made an election pursuant to 68 OS Sec. 2355.1P-4(F) to pay income tax as computed pursuant to 68 OS Sec. 2358.

Any PTE required to file an Oklahoma partnership income tax return or Oklahoma S corporation income tax return may elect to become an electing PTE by filing Form 586 "Pass-Through Entity Election Form". The election to become an electing PTE has priority over and revokes any election to file a composite Oklahoma partnership return or the requirement of a Subchapter S corporation to report and pay tax on behalf of a nonresident shareholder for the same tax year. An election made by one PTE is not binding on any other PTE; each PTE must make its own election.

The election is binding until revoked by the PTE or by the OTC. Form 586 is also used by the PTE to revoke the election. If the amount of tax required to be paid by the PTE pursuant to the provision of the Pass-Through Entity Tax Equity Act of 2019 is not paid when due, the OTC may revoke the PTE's election effective for the first year for which the tax is not paid.

#### If You Are the Electing PTE

Place an "X" in the "Electing PTE" box located at the top of Form 512-S, page 1. Use Form 587-PTE "Pass-Through Entity Income Tax Supplement" to compute the electing PTE's Oklahoma tax. Each member's distributive share of the PTE's Oklahoma net entity income is multiplied by 4.75% for individual and trust members or 4% for corporate, S corporation and partnership members. The total of which is the electing PTE's tax. The electing PTE's taxable income and tax are entered on Form 512-S, Part 1, section One, lines 1 and 2b and 2c.

### Oklahoma Net Entity Loss

If the PTE election results in a net entity loss for Oklahoma income tax purposes in any tax year, the net entity loss may be carried back and carried forward by the electing PTE for Oklahoma income tax purposes as set forth in 68 OS Sec. 2358(A)(3)(b). The electing PTE's net entity loss equal to the percentage of ownership reported in each part is entered on Form 587-PTE, Part 1, line 18, or Part 2, line 18.

#### If You Are a Member of an Electing PTE

(Part 2, column B, line 5, or Part 4, line 6)

If you are a member, either directly or indirectly, of an electing PTE you may exclude the Oklahoma income (loss) covered by the election pursuant to the provisions of the Pass-Through Entity Act of 2019. Attach a schedule listing the electing PTE, federal identification number, federal taxable income (loss) and Oklahoma taxable income (loss) in line 1 that is covered by the election pursuant to this Act. **Provide** a copy of the OTC acknowledgement letter. 68 OS Sec. 2358(A)(11).

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## PART 2

To compute Oklahoma net distributable income, all S corporations start with Part 2.

### Lines 1-21, Column A

Part 2, column A must be completed by all S corporations. List exact figures as reported on the front page of your Federal Form 1120-S.

### Lines 1-21, Column B

Part 2, column B is to be used by S corporations deriving all of their income from within Oklahoma. This column is also to be used by all S corporations whose business, both within and without Oklahoma, is oil and gas production, mining, farming, income from other pass-throughs or rental. This should be completed using the direct accounting method. S corporations conducting business of a unitary nature do not complete column B.

Rents and interest expenses paid to a captive real estate investment trust and deducted on your federal return must be added back on column B, line 5 to compute Oklahoma distributable income. Such add-back is not required if the captive real estate investment trust is subject to the add-back for the dividends-paid deduction. See the "Captive Real Estate Investment Trusts" section.

## PART 3

**If federal and Oklahoma net distributable incomes are the same, you may complete line 18 of Part 3, then complete Part 5. A copy of your federal Form 1120-S and K-1 must be provided with your Oklahoma return. An Oklahoma return must be filed.**

### Lines 1-18, Column A:

Part 3, column A is to be used by all S corporations. List figures as reported on your Federal Form 1120-S, Sch. K.

### Lines 1-18, Column B

Part 3, column B is to be used by S corporations deriving all of their income from within Oklahoma. This will be the same as in column A, except for lines 4b and 4c.

This column is also used by S corporations whose business within and without Oklahoma is oil and gas production, mining, farming, income from other pass-throughs or rental. Complete this column on a direct accounting basis as follows:

#### Line 1

Income (loss) shall be allocated in accordance with the situs of such property. Overhead expense shall be allocated on the basis of direct expense in Oklahoma to the total direct expense everywhere. Use page 2, Part 4 or **provide** a schedule.

#### Lines 2 and 3

Income (loss) from real and tangible personal property shall be allocated in accordance with the situs of such property.

#### Line 4

Accounts receivable interest income and interest income from investments held to generate working capital shall be allocated to Oklahoma on the basis of direct expense. See Part 3, line 1.

All other intangible income (loss) shall be allocated in accordance with the situs of the S corporation. Gains or losses from the sale of leases and gains or losses from the sale of real and tangible personal property shall be allocated in accordance with the situs of the property.

#### Line 4b

##### State and Municipal Bond Interest

S corporations domiciled in Oklahoma that receive income on bonds issued by any state or political subdivision thereof, exempt from federal taxation but not exempt from taxation by the laws of the State of Oklahoma, shall add the total of such income to arrive at Oklahoma income.

- 1) Income from all bonds, notes or other obligations issued by the State of Oklahoma, the Oklahoma Capital Improvement Authority, the Oklahoma Municipal Power Authority, the Oklahoma Student Loan Authority and the Oklahoma Transportation Authority (formerly Turnpike Authority) is exempt from Oklahoma income tax. The profit from the sale of such bonds, notes or other obligations shall be free from taxation.
- 2) Income from local Oklahoma governmental obligations issued after July 1, 2001, other than those provided for in line 1, is exempt from Oklahoma income tax. The exceptions are those obligations issued for the purpose of providing financing for projects for nonprofit corporations. Local governmental obligations shall include bonds or notes issued by, or on behalf of, or for the benefit of Oklahoma educational institutions, cities, towns, or counties or by public trusts, of which any of the foregoing is a beneficiary.



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### Line 4b State and Municipal Bond Interest (continued)

- 3) Income from Oklahoma State and Municipal Bonds issued prior to July 2, 2001, other than those provided for in line 1, is exempt from Oklahoma income tax only if so provided by the statute authorizing their issuance.
- 4) Income on bonds issued by another state or political subdivision thereof (non-Oklahoma), exempt from federal taxation, is taxable for Oklahoma income tax.

**Provide** a schedule of all municipal interest received by source and amount. If the income is from a mutual fund that invests in state and local government obligations, **provide** documentation from the mutual fund to substantiate the percentage of income derived from obligations exempt from Oklahoma tax.

**Note:** If the interest is exempt, the capital gain/loss from the sale of the bond may also be exempt. The gain/loss from sale of a state or municipal bond, other than those provided for in line 1, is exempt only if so provided by the statute authorizing its issuance.

### Line 4c - Interest on U.S. Government Obligations

If you report interest on bonds, notes, and other obligations of the U.S. on your federal return, it may be excluded from your Oklahoma income if a detailed schedule is furnished, accompanied with 1099s showing the amount of interest income and the name of the obligation from which the interest is earned. If the income is from a mutual fund that invests in U.S. Government obligations, **provide** documentation from the mutual fund to substantiate the percentage of income derived from obligations exempt from Oklahoma tax. Interest from entities such as FNMA and GNMA does not qualify.

### Lines 7 through 9

Gains or losses from the sale of the following shall be allocated in accordance with the situs of the property:

- Real or tangible personal property,
- Lease, royalty or bonus income from oil and gas properties.

### Line 10

The gain on property, for which a section 179 expense deduction was passed through to shareholders and which is reported as Supplemental Information on the federal K-1, is to be reported on this line for Oklahoma purposes. **Provide** the following: description of the property, date the property was acquired, date the property was sold, gross sales price, cost or other basis plus expense of sale (including the S corporation's basis reduction in the property due to the section 179 expense deduction), depreciation allowed or allowable (not including the section 179 expense deduction), and amount of section 179 expense deduction (if any) passed through to each shareholder for the property and the S corporation's tax year(s) in which the amount was passed through.

### Lines 12 through 17

Expenses relative to the income above shall be allocated directly to that income.

## PART 4

Part 4 is to be used by S corporations conducting a business of unitary nature. A unitary business is one whose income is derived from the conduct in more than one state of a single business enterprise, all the factors of which are essential to the realization of an ultimate gain derived from the enterprise as a whole, and not from its component parts, which are too closely connected and necessary to each other to justify division or separate allocation.

Generally, the resulting amount is apportioned to Oklahoma based on the three-factor formula. The basis of the apportionment is the average of three factors consisting of property, payroll and sales. If fewer than three factors are present, the resulting amount is apportioned to Oklahoma on a two-factor or single-factor formula consisting of the arithmetical average of the factors present. A factor is considered present if there is a denominator. Each factor is a ratio of the total within Oklahoma to the total everywhere. To the income apportioned to Oklahoma, there is to be added all income separately allocated to Oklahoma with the result being Oklahoma taxable income. 68 OS Sec. 2358.

### Line 1

Enter net distributable income from page 5, Part 3, column A, line 18.

### Line 2

Deductions relating to income that is separately allocable shall not be allowed as apportionable and will be entered here.

Rents and interest expenses paid to a captive real estate investment trust and deducted on your federal return must be added back to compute Oklahoma distributable income. Such add-back is not required if the captive real estate investment trust is subject to the add-back for the dividends-paid deduction, see "Captive Real Estate Investment Trusts" on page 7.

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## PART 4 (continued)

### Line 3

Income from U.S. obligations (see Part 3, line 4c instructions) and net income separately allocated (oil and gas production, mining, farming, or rentals and other pass-through income) will be entered here. Gains or losses from sale of intangible personal property that is directly allocated should also be entered here.

### Line 4

Total apportionable income.

### Line 5

Apportionment factor from apportionment schedule.

### Line 6

Income separately allocated to Oklahoma should be entered here (interest income from state obligations or political subdivisions, oil and gas production, mining, farming, rentals, the Oklahoma distributable income from pass-throughs, etc.).

### Line 7

Oklahoma net distributable income. Place this figure on page 5, Part 3, column B, line 18. Then complete Part 5.

## PART 5

All S corporations must complete Part 5. Complete Form 512-S-SUP if there are more than two shareholders. Complete as many Form(s) 512-S-SUP as needed to list all shareholders.

If your business is either wholly in Oklahoma or of an allocable nature, complete Part 5 after you complete Part 3. If your business is of a unitary nature, complete Part 5 after you complete Part 4.

### Shareholder's Pro Rata Share of Income

Enter the names, addresses and Social Security Numbers (SSN) or FEINs of the shareholders, and each shareholder's pro rata share of net income, whether distributed or not.

**Notice:** The amount shown on Part 5 may not be the amount to be entered on the shareholder's Oklahoma income tax return. This amount includes all allowable S corporation income, losses and deductions; however, some of these items may be limited on the federal individual return. If these items are allowed in full or in part on your federal income tax return, they will be allowed to the same extent on your Oklahoma return.

**Corporations Please Note:** Except for shareholders of an electing PTE, nonresident shareholders must **provide** a signed Form 512-SA indicating that an income tax form will be filed with Oklahoma reporting their income or loss. This agreement must be provided with the original S corporation income tax return, Form 512-S, for each nonresident shareholder, otherwise the corporation shall be taxed on that part of the corporation's net income allocable to the shares of stock owned by the nonresident shareholder.

Once the agreement has been signed, it is irrevocable for this tax year. If a signed agreement is not submitted with the original filed return, the tax on the corporation is binding. Each shareholder's SSN or FEIN must be shown for the agreement to be valid.

### Depletion

Enter each shareholder's allowable depletion. **Provide** a detailed schedule.

### Credits

Enter and describe each shareholder's portion of credits. **Provide** all forms required to substantiate the credit(s). See the instructions for Part 1 "Oklahoma Credits" for more detail on the credits available.

### Withholding

Oklahoma income tax is withheld from oil and gas royalties paid to nonresident S corporations. Enter each shareholder's portion of such withholding. The S corporation must **provide** its Form 500-A, Form 1099-MISC, Form K-1 or other documentation to substantiate any Oklahoma withholding received by the S corporation passing through to its shareholders.

**Note:** If you have any nonresident shareholders who have not filed a withholding exemption affidavit (Form OW-15), Oklahoma income tax should have been withheld on any distribution of Oklahoma taxable income. Such withholding is not reported here; instead you should have issued a Form 500-B to your nonresident shareholder.

# 2022 OKLAHOMA SMALL BUSINESS CORPORATION TAX PACKET

## PART 1 - SECTION ONE: INCOME TAX

Part 1 is to be completed:

- For those nonresident shareholders for whom the Nonresident Shareholder Agreement (Form 512-SA) is not provided. The S corporation will be taxed on the non-resident's share of income. **Note:** If the nonresident shareholder's income is taxed at the S corporation level, the income is not to be reported by the shareholder on an Oklahoma income tax return.
- For an electing PTE, Form 587-PTE must be completed.
- If claiming the Refundable Credit for Electricity Generated by Zero-Emission Facilities.

### Line 1b - Oklahoma Capital Gain Deduction

Taxpayers can deduct qualifying gains receiving capital treatment that are included in federal taxable income. "Qualifying gains receiving capital treatment" means the amount of the net capital gains, as defined under IRC Section 1222(11). The qualifying gain must:

- 1) Be earned on real or tangible personal property located within Oklahoma that you have owned, either directly or indirectly, for at least five uninterrupted years prior to the date of the sale,
- 2) Be earned on the sale of stock or ownership interest in an Oklahoma headquartered company, limited liability company or partnership where such stock or ownership interest has been owned, directly or indirectly, by you for at least three uninterrupted years (two for individuals) prior to the date of the sale, or
- 3) Be earned on the sale of real property, tangible personal property or intangible personal property located within Oklahoma as part of the sale of all or substantially all of the assets of an Oklahoma company, limited liability company or partnership where such property has been directly or indirectly owned by such entity or owned by the owners of such entity, and used in or derived from such entity for a period of at least three uninterrupted years (two for individuals) prior to the date of the sale.

Form 561-S is used to determine the qualifying Oklahoma net capital gain of the nonresident shareholders whose income is reported on Form 512-S, Part 1. Form 512-S, Part 1 is for those who did not file a nonresident shareholder agreement (Form 512-SA). **Provide** Form 561-S, a copy of your Federal Schedule D and Form 8949 or 4797, when applicable.

### Line 1c - Nonresident Share of Deductions

#### Share of Net Operating Loss (NOL) Carryover

Enter the amount of NOL carryover that is attributable to those nonresidents who did not file a nonresident shareholder agreement (Form 512-SA) in the loss year. **Provide** a detailed schedule.

#### Oklahoma Depletion:

For each nonresident shareholder whose income is reported in Part 1, line 1a, Oklahoma depletion on oil and gas well production, at the option of the taxpayer, may be computed at 22% of gross income derived from each Oklahoma property during the taxable year. Major oil companies, as defined in 52 OS Sec. 288.2, when computing Oklahoma depletion, shall be limited to 50% of the net income (computed without the allowance for depletion) from each property.

Lease bonus received is considered income subject to depletion. If depletion is claimed on a lease bonus and no income is received as a result of non-producing properties, upon expiration of the lease, such depletion must be restored. A complete schedule by property must be furnished.

### Line 2a - Nonresident Tax

The income tax rate is 4%.

### Lines 2b and 2c - Electing PTE

Enter the tax from Form 587-PTE, Parts 1 and 2.

### Recapture of the Oklahoma Affordable Housing Tax Credit

If under IRC Section 42 a portion of any federal low-income housing credits taken on a qualified project is required to be recaptured during the first 10 years after a project is placed in service, the taxpayer claiming Oklahoma Affordable Housing Tax Credits with respect to such project shall also be required to recapture a portion of such credits. The amount of Oklahoma Affordable Housing Tax Credits subject to recapture is proportionally equal to the amount of federal low-income housing credits subject to recapture. Add the recaptured credit to the Oklahoma income tax and enter a "1" in the box.

## 2022 OKLAHOMA SMALL BUSINESS CORPORATION TAX PACKET

### Making an Oklahoma Installment Payment Pursuant to IRC Section 965(h)

If a taxpayer elected to make installment payments of tax due pursuant to the provisions of subsection (h) of Section 965 of the IRC, such election may also apply to the payment of Oklahoma income tax, attributable to the income upon which such installment payments are based. Add the installment payment to the Oklahoma income tax and enter a "2" in the box. **Provide** a schedule of the tax computation. 68 OS Sec. 2368(K).

### Oklahoma Credits

**Provide** a copy of the credit form or schedule. Complete the schedule showing each shareholder's pro rata share of credit. For each credit, enter that portion attributable to the nonresident shareholders who do not file a nonresident shareholder agreement (Form 512-SA) or for the shareholders of an electing PTE.

### Line 3 - Other Credits

The amount of other credits claimed on Form 511-CR should be entered on this line. Enter in the box the number that corresponds with the credit to which the taxpayer is entitled. If you are entitled to more than one credit, enter "99" in the box. See the following for a list of credits available on Form 511-CR. **Provide** Form 511-CR and any applicable forms or schedules. This form can be obtained from our website at [tax.ok.gov](http://tax.ok.gov).

Tax credits transferred or allocated must be reported on OTC Form 569. Failure to file Form 569 will result in the affected credits being denied by the OTC pursuant to 68 OS Sec. 2357.1A-2.

- Oklahoma Investment/New Jobs Credit  
**Provide Form 506.**  
68 OS Sec. 2357.4 and Rule 710:50-15-74.
- Credit for Verified Blood Donation  
68 OS Sec. 2357.406.
- Credit for Investment in a Clean-Burning Motor Fuel Property  
**Provide Form 567-A.**  
68 OS Sec. 2357.22 and Rule 710:50-15-81.
- Credit for Tourism Development or Qualified Media Production Facility  
68 OS Sec. 2357.34 - 2357.40.
- Oklahoma Local Development and Enterprise Zone Incentive Leverage Act Credit  
68 OS Sec. 2357.81.
- Credit for Qualified Rehabilitation Expenditures  
68 OS Sec. 2357.41 and Rule 710:50-15-108.
- Credit for Electricity Generated by Zero-Emission Facilities  
68 OS Sec. 2357.32A.
- Credit for Financial Institutions Making Loans under the Rural Economic Development Loan Act  
68 OS Sec. 2370.1.
- Credit for Manufacturers of Small Wind Turbines  
68 OS Sec. 2357.32B and Rule 710:50-15-92.
- Credit for Railroad Modernization  
68 OS Sec. 2357.104 and Rule 710:50-15-103.
- Research and Development New Jobs Credit  
**Provide Form 563.**  
68 OS Sec. 54006 and Rule 710:50-15-105.
- Credit for Biomedical Research Contribution  
68 OS Sec. 2357.45 and Rule 710:50-15-113.
- Credits for Employers in the Aerospace Sector  
**Provide Form 565.**  
68 OS Sec. 2357.301, 2357.302 & 2357.303 and Rule 710:50-15-109.
- Wire Transfer Fee Credit  
68 OS Sec. 2357.401 and Rule 710:50-15-111.
- Credit for Cancer Research Contribution  
68 OS Sec. 2357.45 and Rule 710:50-15-113.

## 2022 OKLAHOMA SMALL BUSINESS CORPORATION TAX PACKET

### Line 3 - Other Credits (continued)

- Oklahoma Capital Investment Board Tax Credit  
74 OS Sec. 5085.7.
- Credit for Contributions to a Scholarship-Granting Organization  
68 OS Sec. 2357.206 and Rule 710:50-15-114.
- Credit for Contributions to an Educational Improvement Grant Organization  
68 OS Sec. 2357.206 and Rule 710:50-15-115.
- Credit for Venture Capital Investment  
**Provide Form 518-A or 518-B.**  
68 OS Sec. 2357.206 and Rule 710:50-15-114.
- Oklahoma Affordable Housing Tax Credit  
68 OS Sec. 2357.403.
- Credits for Employers in the Vehicle Manufacturing Industry  
**Provide Form 585.**  
68 OS Sec. 2357.404 and Rule 710:50-15-116.
- Credit for Oklahoma Rural Jobs  
68 OS Sec. 3930-3937.
- Credit for Contributions to an Eligible Public School Foundation or Public School District  
68 OS Sec. 2357.206 and Rule 710:50-15-115.

### Line 7 - Oklahoma Withholding

Enter the portion of Oklahoma withholding that is passing through the S corporation to those nonresident shareholders who did not file a nonresident shareholder agreement (Form 512-SA) or to shareholders of an electing PTE. The shareholder's portion of such withholding is shown on page 8, Part 5, line 10. **Provide** the Form 1099-MISC, Form 500-A, Form K-1 or other withholding statement received by the S corporation to substantiate the Oklahoma withholding.

Enter the Oklahoma income tax withheld from Oklahoma distributions made to your nonresident shareholders who did not file a nonresident shareholder agreement (Form 512-SA). The shareholder's withholding is shown on the Form 500-B. **Provide** a copy of the Form 500-B for each such nonresident shareholder.

**Note:** Do not include the portion of the S corporation's withholding passing through to resident shareholders or to those nonresident shareholders who filed a nonresident shareholder agreement (Form 512-SA).

### Line 8 – Credit from Form 578

If claiming the **Refundable Credit for Electricity Generated by Zero-Emission Facilities**, **provide** Form 578. Credits earned, but not used, based on electricity generated during the tax year may be refunded to the taxpayer at 85% of the face amount of the credits. A PTE that does not file a claim for a direct refund may allocate the credit to one or more of its shareholders, partners or members.

### Line 9 - Amounts Previously Paid

When filing an amended return, enter any amount(s) paid with the original return plus any amount(s) paid after it was filed.

### Line 10 - Refunds or Overpayment Applied

When filing an amended return, enter any refund previously received and/or overpayment previously applied.

### Line 14 - Donation: Public School Classroom Support Fund

A donation to this fund may be made on a tax due return. For more information regarding this fund, see the instructions for line 29, #5.

### Line 15 - Underpayment of Estimated Tax Interest

All S corporations are required to make estimated tax payments if the tax liability is \$500 or more. To avoid the 20% Underpayment of Estimated Tax Interest, timely filed estimated tax payments are required to be equal to the smaller of 70% of the current year tax liability **or** 100% of your prior year tax. The tax liability is the tax due less all credits except amounts paid on estimated tax and extension payments.

Place an "X" in the box if the underpayment of estimated tax was computed using the annualized income installment method.

**Note:** No Underpayment of Estimated Tax Interest shall be imposed if the tax liability shown on the return is less than \$1,000. **Provide** Form OW-8-P.



## 2022 OKLAHOMA SMALL BUSINESS CORPORATION TAX PACKET

### Line 15 - Underpayment of Estimated Tax Interest (continued)

If an **amended return** is filed before the due date for filing the original return, including any extension, the tax shown on the amended return is used to determine the amount of underpayment. If the amended return is filed after the due date, including extension, the tax shown on the amended return will not be used to compute the amount of underpayment.

### Line 16 - Delinquent Penalty and Interest

Interest at the rate of 1.25% per month shall be paid on the tax due from the original due date until paid. 90% of the tax liability must be paid by the original due date of the return to avoid a delinquent penalty charge of 5% for late payment.

**NOTE: If a combined Corporate Income and Franchise Tax Return is not being filed, skip the Franchise Tax Instructions and go to the "Page Three, Section Three: Total" instructions on page 16.**

## LINE BY LINE INSTRUCTIONS: FRANCHISE TAX PAGES TEN THROUGH THIRTEEN: ANNUAL FRANCHISE TAX RETURN

### First Step

Complete Balance Sheet and Schedules B, C & D on Form 512-S, pages 12 and 13. (**Provide** with annual return.)

### Balance Sheet Instructions (page 13)

#### Lines 1 – 3

Cash, notes, accounts receivable, and inventories are to be reported at book value.

#### Line 4

United States, municipal, commercial and other bonds owned by the corporation.

#### Line 5

Prepaid expenses and deferred charges are to be included as assets at book value.

#### Line 8

Stock or other evidence of ownership in subsidiary organizations as shown on the corporation's books of account.

#### Lines 9b, 10b, 11b

If accumulated depreciation and depletion appear to be excessive, the excess may be disallowed.

#### Line 13

Patents, trademarks, copyrights, etc., and franchises are to be included as assets to the extent of their cost. In the case of a definite term franchise, the cost thereof may be amortized over its life. Goodwill is an asset and should be shown at book value. All intangibles, including cash, are to be apportioned wholly to Oklahoma unless a commercial or business location for the intangibles has been established elsewhere.

#### Line 14

Life insurance, where the reporting taxpayer is beneficiary, is to be shown at cash surrender value.

#### Line 15

Total net amount of lines 6 through 14.

#### Line 18

Total lines 15, 16, and 17.

#### Line 20

Reserves for taxes are allowed to the extent such taxes are unpaid. Deferred credits are included in capital employed unless they can be shown to be actual liabilities.

#### Line 21

Current liability includes indebtedness payable in three years or less after issuance.

#### Line 26

Stockholder loans must be repaid within three years of creation to be considered a current liability. Contingent assets or liabilities should not be included unless fully explained and the condition under which they become actual is clearly set forth.

#### Line 32

Total lines 23 through 31. The amounts, as shown by the books of account, shall be the measure of value of the assets and liabilities, except when the items on the books of account are in error or lack sufficient detail to truly reflect the amount of capital invested and employed in the business.

# 2022 OKLAHOMA SMALL BUSINESS CORPORATION TAX PACKET

## Second Step

Complete the Oklahoma Annual Franchise Tax Return (page 10).

**Item A:** Enter the taxpayer FEIN.

**Item B:** Enter the account number issued by the OTC beginning with "FRX", followed by 10 digits. If no number has been issued, leave blank.

**Item C:** Place an "X" in the box if your mailing address has changed. Write your new address in the space provided in Item C.

**Item D:** Enter your balance sheet date (MM/DD/YY) of your most recent income tax accounting year. Do NOT leave blank.

**Lines 1-11 (except 9)** are derived from your balance sheet (page 13).

### Line 9 - Percent of Oklahoma Assets

Select which option you will use to determine the apportionment of Oklahoma assets.

**Option 1:** Percent of Oklahoma assets and business done to total assets and business done (line 6 divided by line 8). Round to six decimal points.

**Option 2:** Percent of Oklahoma assets to total net assets (line 1 divided by line 2). Round to six decimal points.

### Line 12 - Tax

Compute tax at \$1.25 per \$1,000.00 of capital (either line 4 or line 11). If tax is more than \$20,000.00, enter \$20,000.00 on line 12. You are exempt from paying tax if your tax liability is \$250.00 or less, however, a return must still be filed.

**Note:** Corporations paying the maximum franchise tax of \$20,000.00 this year will be required to file a stand-alone franchise tax return (Form 200) next year. A combined corporate income and franchise tax return will not be allowed.

### Line 13 - Registered Agents Fee

If the corporation originated in a state other than Oklahoma, the Oklahoma Secretary of State charges an annual registered agent fee of \$100.00 which is collected on the franchise tax return.

### Line 14 - Interest

Tax not paid by the original due date is subject to 1.25% interest per month from the due date until it is paid. Multiply the amount in Line 12 by .0125 for each month the tax is unpaid.

### Line 15 - Penalty

Tax not paid by the original due date is subject to a penalty of 10%. Multiply the amount in Line 12 by .10 to determine the penalty.

### Line 16 - Reinstatement Fee

If your corporate charter has been suspended, you must file a separate franchise return, Form 200, and meet all outstanding filing and payment obligations in order to be reinstated. A \$150.00 reinstatement fee is also required. Only one reinstatement fee is required even if multiple past due returns are being filed.

**Note:** To expedite the reinstatement of your corporation, the fee can be paid online through your OkTAP franchise account or by using our online payment service.

### Line 17 - Previous Payment

Enter any estimated franchise tax paid with Form 504-C.

If filing an amended return, enter any franchise tax paid with the original return and amounts paid after it was filed.

### Line 18 - Overpayment

Add the amounts from lines 12 through 16. If the result is less than the amount on line 17, subtract line 17 and enter the difference (overpayment) on line 18.

### Line 19 - Total Due

Add the amounts from lines 12 through 16. If the result is larger than the amount on line 17, subtract line 17 and enter the difference (tax due) on line 19.

## Third Step

### Schedule A: Officer Information (page 11)

Enter the effective date of officers and current officer information. Failure to provide this information could result in the corporation being suspended.

# 2022 OKLAHOMA SMALL BUSINESS CORPORATION TAX PACKET

## PAGE TWO - SECTION TWO: FRANCHISE TAX

To complete lines 18-25, use the figures from page 10, lines 12-19.

## LINE BY LINE INSTRUCTIONS: INCOME TAX AND FRANCHISE TAX

### PAGE THREE - SECTION THREE: TOTAL

#### **All Corporations Complete Section Three: Total.**

Combine income tax and franchise tax. If there is a balance due, complete line 26. If there is an overpayment, complete lines 27-31.

#### **Line 29 - Donations From Your Refund**

You may donate from your tax refund to support a variety of Oklahoma organizations. Enter the amount of your donation and place the number of the organization in the box on line 29 of Form 512-S. If you give to more than one organization, put a "99" in the box and attach a schedule showing how you would like your donation split.

#### **1 Support of Programs for Volunteers to Act as Court Appointed Special Advocates for Abused or Neglected Children**

You may donate from your tax refund to support programs for volunteers to act as Court Appointed Special Advocates for abused or neglected children. Donations will be placed in the Income Tax Checkoff Revolving Fund for Court Appointed Special Advocates. Monies will be expended by the Office of the Attorney General for the purpose of providing grants to the Oklahoma CASA Association. If you are not receiving a refund, you may still donate. Mail your contribution to: Oklahoma CASA Association, Inc., PO Box 54946, Oklahoma City, OK 73154.

#### **2 Y.M.C.A. Youth and Government Program**

You may donate from your tax refund to support the Oklahoma chapter of the Y.M.C.A. Youth and Government program. Monies donated will be expended by the State Department of Education for the purpose of providing grants to the Program so young people may be educated regarding government and the legislative process. If you are not receiving a refund, you may still donate. Mail your contribution to: Oklahoma State Department of Education, Y.M.C.A. Youth and Government Program, Office of the Comptroller, 2500 North Lincoln Boulevard, Room 415, Oklahoma City, OK 73105-4599.

#### **3 Support the Wildlife Diversity Fund**

You may donate from your tax refund to help conserve rare or declining fish and wildlife along with common species not hunted or fished. Donations to the Oklahoma Department of Wildlife Conservation's Wildlife Diversity program supports field surveys of animals considered to be of greatest conservation need, as well as educational wildlife programs for all Oklahomans. Tax deductible donations to the Wildlife Diversity Fund also can be made at [wildlifedepartment.com](http://wildlifedepartment.com) or by mail: Oklahoma Department of Wildlife Conservation, Re: Wildlife Diversity Fund, PO Box 53465, Oklahoma City, OK 73152.

#### **4 Support of Programs for Regional Food Banks in Oklahoma**

You may donate from your tax refund to support the Regional Food Bank of Oklahoma and the Community Food Bank of Eastern Oklahoma (Oklahoma Food Banks). The Oklahoma Food Banks are the largest hunger-relief organizations in the state – distributing food to charitable and faith-based feeding programs throughout all 77 counties in Oklahoma. Your donation will be used to help provide food to the more than 500,000 Oklahomans at risk of hunger on a daily basis. If you are not receiving a refund, you may still donate. Mail your contribution to: Oklahoma Department of Human Services, Revenue Processing Unit, Re: Programs for OK Food Banks, PO Box 248893, Oklahoma City, OK 73124.

#### **5 Public School Classroom Support Fund**

You may donate from your tax refund to support the Public School Classroom Support Revolving Fund. It will be used by the State Board of Education to provide one or more grants annually to public school classroom teachers. Grants will be used by the classroom teacher for supplies, materials or equipment for the class or classes taught by the teacher. Grant applications will be considered on a statewide competitive basis. You may also mail a donation to: Oklahoma State Board of Education, Public School Classroom Support Fund, Office of the Comptroller, 2500 North Lincoln Boulevard, Room 415, Oklahoma City, OK 73105-4599.

## 2022 OKLAHOMA SMALL BUSINESS CORPORATION TAX PACKET

### Line 29 - Donations From Your Refund (continued)

#### 6 Oklahoma Pet Overpopulation Fund

You may donate from your tax refund to support the Oklahoma Pet Overpopulation Fund. Monies placed in this fund will be expended for the purpose of developing educational programs on pet overpopulation and for implementing spay/neuter efforts in this state. If you are not receiving a refund, you may still donate. Mail your contribution to: Oklahoma Department of Agriculture, Food and Forestry, Animal Industry Division, 2800 North Lincoln Boulevard, Oklahoma City, OK 73105.

#### 7 Support the Oklahoma AIDS Care Fund

You may donate from your tax refund to support the Oklahoma AIDS Care Fund. Monies will be expended by the Department of Human Services for the purpose of providing grants to the fund for purposes of emergency assistance, advocacy, education, prevention and collaboration with other entities. If you are not receiving a refund, you may still donate. Mail your contribution to: Oklahoma Department of Human Services, Revenue Processing Unit, Re: OK Aids Care Fund, PO Box 248893, Oklahoma City, OK 73124.

#### 8 Oklahoma Silver Haired Legislature and Alumni Association Programs

You may donate from your tax refund to support the Oklahoma Silver Haired Legislature and their Alumni Association activities. The Oklahoma Silver Haired Legislature was created in 1981 as a forum to educate senior citizens in the legislative process and to highlight the needs of older persons to the Oklahoma State Legislature. Monies generated from donations will be used to fund expenses of the Silver Haired Legislators, training sessions, interim studies and advocacy activities. If you are not receiving a refund, you may still donate. Mail your contribution to: Oklahoma Silver Haired Legislature and Alumni, PO Box 25352, Oklahoma City, OK 73125.

### Line 31 -

All refunds must be directly deposited into a bank account. See page 18 "Direct Deposit Information" for details.

## WHEN YOU ARE FINISHED

Payments may be made electronically online using OkTAP at **tax.ok.gov** or by check or money order payable to "Oklahoma Tax Commission." For proper account application, **provide** a completed Form EF-V Business Filers Income Tax Payment Voucher or Form OW-8-ESC Oklahoma Corporate, Fiduciary and Partnership Estimated Tax Coupon with your check or money order. Estimated income tax payments should be made separately. **Do not** include a copy of your return with your mailed payment.

Mailed payments should be sent to : **Oklahoma Tax Commission**  
**PO Box 26890**  
**Oklahoma City, OK 73126-0890**

## GET YOUR REFUND FASTER. USE DIRECT DEPOSIT!

Complete the direct deposit section on the tax return to have the refund directly deposited into your account at a bank or financial institution. Refunds, with limited exceptions, must be made by direct deposit.

- 1** Place an 'X' in the appropriate box as to whether the refund will be going into a checking or savings account. Keep in mind you will not receive notification of the deposit.
- 2** Enter your routing number. The routing number must be nine digits. Using the sample check shown below, the routing number is **120120012**. If the first two digits are not 01 through 12 or 21 through 32, the direct deposit will fail to process.
- 3** Enter your account number. The account number can be up to 17 characters (both numbers and letters). Include hyphens but omit spaces and special symbols. Enter the number from left to right. On the sample check shown below, the account number is **2020268620**.

**Please Note:** The OTC is not responsible if a financial institution refused a direct deposit. If a direct deposit is refused, a check will be issued to the address shown on the tax return.

**WARNING!** Due to electronic banking rules, the OTC will NOT allow direct deposits to or through foreign financial institutions. If you use a foreign financial institution, you will be issued a paper check.

The image shows a sample check from Anyplace Bank. The check is made payable to Joe Smith and Susie Smith at 123 Main Street, Anyplace, OK 00000. The amount is \$1234. The routing number is 120120012 and the account number is 2020268620. The check is marked with 'SAMPLE' in large red letters. A note at the bottom right states: 'Note: The routing and account numbers may appear in different places on your check.' Callouts with circles point to the routing number and account number fields.

**Account Number**

**Routing Number**

**Note:** The routing and account numbers may appear in different places on your check.

## THE OKLAHOMA TAX COMMISSION IS JUST ONE CLICK AWAY FOR YOUR CONVENIENCE, 24/7



[tax.ok.gov](http://tax.ok.gov)



### Locations

**Oklahoma City:** 300 North Broadway Ave.  
Monday - Friday 7:30 a.m. - 4:30 p.m.



### Taxpayer Resource Center

Monday - Friday 8:00 a.m. - 5:30 p.m.  
405.521.3160

### Stay Connected





# Oklahoma Small Business Corporation Income and Franchise Tax Return

Form 512-S  
2022



**FOR INFORMATIONAL PURPOSES ONLY - MUST BE FILED ELECTRONICALLY**

For the year January 1 - December 31, 2022, or other taxable year beginning:

2022

ending:

Name of Corporation

Federal Employer Identification Number

Business Code Number

Street Address

City

State or Province

Country

ZIP or Foreign Postal Code:

Date of Incorporation

Under the Laws Of

County in Which Located

Type of Business

**Extension** - If you have applied for an extension from the IRS, place an 'X' here and provide a copy.

Place an 'X' if: (1) ☐ Initial Return (2) ☐ Final Return (3) ☐ Amended Return (See Schedule 512-S-X on page 14) (4) ☐ Electing PTE (Form 586 was filed)

**Notice:** Corporations should not complete the franchise tax portion of the return for the following reasons:

- Filing a stand-alone Oklahoma Annual Franchise Tax Return Form 200.
- Not required to file a franchise tax return.
- Remitted the maximum amount of franchise tax for the preceding tax year.

## PART ONE, SECTION ONE: INCOME TAX - Tax Computation Schedule for Nonresident Shareholders Who Do Not File Form 512-SA and Electing Pass-through Entities -or- for a Corporation Claiming the Refundable Credit from Form 578.

|    |   |    |                          |    |  |    |
|----|---|----|--------------------------|----|--|----|
| 1a | Nonresident share of income from Page 8, Part 5, line 14.....   | 1a |                          | 00 |  |    |
| 1b | Nonresident share of Okla. capital gain deduction (provide Form(s) 561-S) .....   | 1b |                          | 00 |  |    |
| 1c | Nonresident share of deductions (see instructions) .....  | 1c |                          | 00 |  |    |
| 1  | Nonresident share of taxable income (line 1a minus lines 1b and 1c) -or- electing pass-through entity's taxable income (587-PTE, Part 3, line 3). If the Oklahoma Capital Gain Deduction (Form 561-PTE) is included on Form 587-PTE, Column C, place an "X" in the box..... |    | <input type="checkbox"/> | 1  |  | 00 |

**Complete line 2a -or- lines 2b and 2c**

|    |  |    |                          |    |  |    |
|----|--|----|--------------------------|----|--|----|
| 2a | Nonresident Oklahoma tax (4% of line 1).....   | 2a |                          | 00 |  |    |
| 2b | Electing Pass-Through Entity Tax (Form 587-PTE, Part 1 line 23).....   | 2b |                          | 00 |  |    |
| 2c | Electing Pass-Through Entity Tax (Form 587-PTE, Part 2 line 23).....   | 2c |                          | 00 |  |    |
| 2  | Nonresident Oklahoma tax (line 2a) -or- Electing Pass-Through Entity Tax (total of lines 2b and 2c) (If recapturing the Oklahoma Affordable Housing Tax Credit, add the recaptured credit here and enter a "1" in the box. If making an Oklahoma installment payment pursuant to IRC Section 965(h) and 68 OS Sec. 2368(K), add the installment payment here and enter a "2" in the box )..... |    | <input type="checkbox"/> | 2  |  | 00 |
| 3  | Other Credits Form (see instructions) (provide Form 511-CR) .....  |    | <input type="checkbox"/> | 3  |  | 00 |
| 4  | Balance of tax due (line 2 minus line 3, but not less than zero) .....   |    |                          | 4  |  | 00 |

**FOR INFORMATIONAL PURPOSES ONLY - MUST BE FILED ELECTRONICALLY**

Name Shown on Form 512-S:

FEIN:

**PART ONE, SECTION ONE: INCOME TAX**

Amount from line 4 on page 1

00

|    |  |    |   |      |
|----|--|----|---|------|
| 5  | 2022 Oklahoma estimated tax payments (i.e. Form(s) OW-8-ESC and prior year overpayment carryforward) ..... | 5  |   | 00   |
| 6  | Amount paid with extension request .....   | 6  |   | 00   |
| 7  | Oklahoma withholding ( <b>provide</b> Form 1099, 500-A, 500-B or other withholding statement) .....        | 7  |   | 00   |
| 8  | Refundable Credit from Form 578.....   | 8  |   | 00   |
| 9  | Amount paid with original return and amount paid after it was filed (amended return only) .....            | 9  |   | 00   |
| 10 | Any refunds or overpayment applied (amended return only) .....   | 10 | ( | ) 00 |
| 11 | Total of lines 5 through 10 .....  | 11 |   | 00   |
| 12 | Overpayment (line 11 minus line 4)..... <b>Overpayment</b>   | 12 |   | 00   |
| 13 | Tax Due (line 4 minus line 11)..... <b>Income Tax Due</b>  | 13 |   | 00   |
| 14 | Donation: Public School Classroom Support Fund .....   | 14 |   | 00   |
| 15 | Underpayment of estimated tax interest.....Annualized <input type="checkbox"/>                             | 15 |   | 00   |
| 16 | <b>For delinquent payment</b> add penalty of 5%.....\$ _____ plus interest of 1.25% per month .....        | 16 |   | 00   |
| 17 | Total tax, penalty and interest (add lines 13-16)..... <b>Income Tax Balance Due</b>                       | 17 |   | 00   |

**SECTION TWO: FRANCHISE TAX**
☐

Place an "X" here if filing a combined corporate income and franchise tax return and complete Section Two. Corporations filing a Form 200 will skip Section Two and complete Section Three.

To complete lines 18-25, use the figures from page 10, lines 12-19.

|    |   |    |   |      |
|----|---|----|---|------|
| 18 | Tax .....   | 18 |   | 00   |
| 19 | Registered Agents Fee .....                       | 19 |   | 00   |
| 20 | Interest .....                                    | 20 |   | 00   |
| 21 | Penalty .....                                     | 21 |   | 00   |
| 22 | Reinstatement Fee .....                           | 22 |   | 00   |
| 23 | Previous Payment .....                            | 23 | ( | ) 00 |
| 24 | Overpayment..... <b>Franchise Tax Overpayment</b> | 24 |   | 00   |
| 25 | Total Due .....                                   | 25 |   | 00   |

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Name Shown on Form 512-S:

FEIN:

**SECTION THREE: TOTAL****All corporations complete Section Three. Combine Income Tax and Franchise Tax. If there is a net balance due, complete line 26. If there is a net overpayment, complete lines 27-31.****Balance Due**26 Total Balance Due ..... **Balance Due** 26   00**Overpayment**27 Total Overpayment ..... 27   0028 Amount of line 27 to be credited to 2023 estimated income tax  
(original return only) ..... 28   00**Line 29 provides you the opportunity to make a financial gift from your refund to a variety of Oklahoma organizations. Place the number of the organization from the line 29 instructions in the box below and enter the amount you are donating. If giving to more than one organization, put a "99" in the box and provide a schedule showing how you would like your donation split.**29 Donations from your refund .....  \$2  \$5  \$  29   0030 Total (add lines 28 and 29) ..... 30   0031 Amount of line 27 to be refunded to you (line 27 minus line 30) ..... **Refund** 31   00**Direct Deposit Note:**All refunds must be by direct deposit.  
See Direct Deposit Information on  
page 18 of the 512-S Packet for details.Is this refund going to or through an account that is located outside of the United States? ☐ Yes ☐ NoDeposit my refund in my: ☐ Checking Account ☐ Savings AccountRouting Number: Account Number: **If the Oklahoma Tax Commission may discuss this return with your tax preparer, place an 'X' here:** ☐**Make check payable to the  
Oklahoma Tax Commission**

Under penalties of perjury, I declare I have examined this return, including any accompanying schedules and statements, and to the best of my knowledge and belief, it is true, correct and complete. If prepared by person other than the taxpayer, this declaration is based on all information of which preparer has any knowledge.

|                         |                       |      |  |
|-------------------------|-----------------------|------|--|
| Signature of Officer    |                       | Date |  |
| Printed Name of Officer | Officer Email Address |      |  |
| Title                   | Phone Number          |      |  |

|                          |                        |      |  |
|--------------------------|------------------------|------|--|
| Signature of Preparer    |                        | Date |  |
| Printed Name of Preparer | Preparer Email Address |      |  |
| Phone Number             | Preparer's PTIN        |      |  |

**This form is due 30 days after the due date of the Federal Return.****Provide a complete copy of Federal return.**

The Oklahoma Tax Commission is not required to give actual notice to taxpayers of changes in any state tax law.

**FOR INFORMATIONAL PURPOSES ONLY - MUST BE FILED ELECTRONICALLY**

Name Shown on Form 512-S:

FEIN:

**PART 2: ORDINARY INCOME FROM TRADE OR BUSINESS** Complete Column A. Column B should be completed by S Corporations whose income is all within Oklahoma and/or by those whose income is partly within and partly without Oklahoma (not of a unitary nature). **CAUTION:** Include only trade or business income and expenses on lines 1a through 21 below.

|    |   | Column A<br>As reported on<br>Federal Return | Column B<br>Total applicable<br>to Oklahoma |
|----|---|--|---|
| 1  | a. Gross receipts or sales ..... \$ _____   |  |   |
|    | b. <b>Minus</b> returns and allowances ..... \$ _____   | 00 1   | 00  |
| 2  | Cost of goods sold and/or operations.....   | 00 2   | 00  |
| 3  | Gross profit (subtract line 2 from line 1) .....  | 00 3   | 00  |
| 4  | Net gain (loss) (Form 4797 Part II, line 17) .....  | 00 4   | 00  |
| 5  | Other income (loss) ( <b>provide</b> schedule) .....  | 00 5   | 00  |
| 6  | <b>Total income</b> (loss) (add lines 3 through 5).....   | 00 6   | 00  |
| 7  | Compensation of officers.....   | 00 7   | 00  |
| 8  | Salaries and wages.....   | 00 8   | 00  |
| 9  | Repairs and maintenance .....   | 00 9   | 00  |
| 10 | Bad debts .....   | 00 10  | 00  |
| 11 | Rent.....   | 00 11  | 00  |
| 12 | Taxes and licenses .....  | 00 12  | 00  |
| 13 | Interest .....  | 00 13  | 00  |
| 14 | Depreciation .....  | 00 14  | 00  |
| 15 | Depletion (do not deduct oil and gas depletion).....  | 00 15  | 00  |
| 16 | Advertising.....  | 00 16  | 00  |
| 17 | Pension, profit-sharing, etc. plans.....  | 00 17  | 00  |
| 18 | Employee benefit programs .....   | 00 18  | 00  |
| 19 | Other deductions ( <b>provide</b> schedule) .....   | 00 19  | 00  |
| 20 | <b>Total deductions</b> (add lines 7 through 19).....   | 00 20  | 00  |
| 21 | <b>Ordinary Income (Loss) from trade or business:</b><br>Subtract line 20 from line 6. Enter here and below on Part 3, line 1 ..... | 00 21  | 00  |

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Name Shown on Form 512-S:

FEIN:

**PART 3: SHAREHOLDERS' PRO RATA SHARE ITEMS****INCOME (LINES 1 THROUGH 11)**

|   |   | Column A<br>As reported on<br>Federal Return |    | Column B<br>Total applicable<br>to Oklahoma |  |
|---|---|--|----|---|--|
| 1                                       | Ordinary income (loss) from trade or business (from Part 2, line 21).....               | 00   | 1  | 00  |  |
| 2                                       | Net income (loss) from rental real estate activity(ies) ( <b>provide</b> schedule)..... | 00   | 2  | 00  |  |
| 3                                       | Net income (loss) from other rental activity(ies) ( <b>provide</b> schedule) .....      | 00   | 3  | 00  |  |
| 4                                       | Interest income   |  |    |   |  |
|   | a: Interest on loans, notes, mortgages, bonds, etc. ....                                | 00   | 4a | 00  |  |
|   | b: Interest on obligations of a state or political subdivision .....                    |  | 4b | 00  |  |
|   | c: Interest on obligations of the United States.....                                    | 00   | 4c |   |  |
|   | d: Other interest income .....  | 00   | 4d | 00  |  |
| 5                                       | Dividend income.....  | 00   | 5  | 00  |  |
| 6                                       | Royalties.....  | 00   | 6  | 00  |  |
| 7                                       | Net short-term capital gain (loss) (Schedule D, 1120-S) .....                           | 00   | 7  | 00  |  |
| 8                                       | Net long-term capital gain (loss) (Schedule D, 1120-S) .....                            | 00   | 8  | 00  |  |
| 9                                       | Net gain (loss) under Section 1231 (other than due to casualty or theft).....           | 00   | 9  | 00  |  |
| 10                                      | Other ( <b>provide</b> schedule).....   | 00   | 10 | 00  |  |
| 11                                      | <b>Total income</b> (add lines 1 through 10) .....                                      | 00   | 11 | 00  |  |
| <b>DEDUCTIONS (LINES 12 THROUGH 17)</b> |   |  |    |   |  |
| 12                                      | Section 179 deduction ( <b>provide</b> schedule).....                                   | 00   | 12 | 00  |  |
| 13                                      | Contributions .....   | 00   | 13 | 00  |  |
| 14                                      | Deductions related to portfolio income .....  | 00   | 14 | 00  |  |
| 15                                      | Intangible drilling costs.....  | 00   | 15 | 00  |  |
| 16                                      | Other deductions authorized by law ( <b>provide</b> schedule) .....                     | 00   | 16 | 00  |  |
| 17                                      | <b>Total Deductions</b> (add lines 12 through 16) .....                                 | 00   | 17 | 00  |  |
| <b>TOTAL (LINE 18)</b>                  |   |  |    |   |  |
| 18                                      | Net distributable income (line 11 minus line 17).....                                   | 00   | 18 | 00  |  |

If Federal and Oklahoma distributable net incomes are the same, please see instructions on page 8 of packet.



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Name Shown on Form 512-S:

FEIN:

**PART 4: COMPUTATION OF OKLAHOMA TAXABLE INCOME OF A UNITARY ENTERPRISE  
WHOSE INCOME IS PARTLY WITHIN AND PARTLY WITHOUT OKLAHOMA**

|   |  |    |  |
|---|--|----|--|
| 1 | Net distributable income from Page 5, Part 3, Column A, line 18 .....  | 1  |  |
| 2 | Add: (a) Taxes based on income .....   | 2a |  |
|   | (b) Unallowable deduction ( <b>provide</b> schedule) .....   | 2b |  |
|   | (c) Other income ( <b>provide</b> schedule).....   | 2c |  |
|   | (d) Total of lines 2a through 2c .....   | 2d |  |
| 3 | Deduct all items separately allocated:   |    |  |
|   | (a) Interest on obligations of the United States .....   | 3a |  |
|   | (b) .....  | 3b |  |
|   | (c) .....  | 3c |  |
|   | (d) Total of lines 3a through 3c .....   | 3d |  |
|   | (Note: Items listed in 2 and 3 above must be net amounts supported<br>by schedules showing source, location, expenses, etc.) |    |  |
| 4 | Net apportionable income (line 1 plus line 2d, minus line 3d) .....  | 4  |  |
| 5 | Oklahoma's portion thereof _____ %.....  | 5  |  |
| 6 | Add items separately allocated to Oklahoma:  |    |  |
|   | (a) .....  | 6a |  |
|   | (b) .....  | 6b |  |
|   | (c) .....  | 6c |  |
|   | (d) .....  | 6d |  |
|   | (e) Total of lines 6a through 6d .....   | 6e |  |
| 7 | Oklahoma net distributable income<br>(add lines 5 and 6e; enter here and on Page 5, Part 3, Column B, line 18).....          | 7  |  |

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Name Shown on Form 512-S:

FEIN:

**APPORTIONMENT FORMULA**

|   | <b>Column A</b><br><b>Total Within Oklahoma</b> | <b>Column B</b><br><b>Total Within and Without Oklahoma</b> | <b>Column C</b><br><b>(A divided by B)<br/>Percent Within Oklahoma</b> |
|---|---|---|--|
| 1 Value of real and tangible personal property used in the unitary business (by averaging the value at the beginning and ending of the tax period). |   |   |  |
| (a) Owned property (at original cost):  |   |   |  |
| (i) Inventories..... 1ai  |   |   |  |
| (ii) Depreciable property..... 1aii   |   |   |  |
| (iii) Land..... 1aiii   |   |   |  |
| (iv) Total of section "a"..... 1aiv   |   |   |  |
| (b) Rented property (capitalize at 8 times net rental paid)..... 1b   |   |   |  |
| (c) Total of sections "a" and "b" above..... 1c   | \$  | \$  | 1c %   |
| 2 (a) Payroll..... 2a   |   |   |  |
| (b) Less: Officer salaries..... 2b  |   |   |  |
| (c) Total (subtract officer salaries from payroll)..... 2c  | \$  | \$  | 2c %   |
| 3 Sales:  |   |   |  |
| (a) Sales delivered or shipped to Oklahoma purchasers:  |   |   |  |
| (i) Shipped from outside Oklahoma..... 3ai  |   |   |  |
| (ii) Shipped from within Oklahoma..... 3aii   |   |   |  |
| (b) Sales shipped from Oklahoma to:   |   |   |  |
| (i) The United States Government..... 3bi   |   |   |  |
| (ii) Purchasers in a state or country where the corporation is not taxable (e.g. under Public Law 86-272) 3bii                                      |   |   |  |
| (c) Total all of sections "a" and "b"..... 3c   | \$  | \$  | 3c %   |
| 4 If Revenue, Traffic Units or Miles Traveled is used rather than Sales, indicate here: _____   |   |   |  |
| 5 Total percent (sum of items 1c, 2c and 3c)..... 5   |   |   | %  |
| 6 Average percent (Total percent divided by the number of factors present) (Carry to Part 4, line 5)..... 6   |   |   | %  |

**Note: Provide a complete copy of your Federal return.**



**FOR INFORMATIONAL PURPOSES ONLY - MUST BE FILED ELECTRONICALLY**

Name Shown on Form 512-S:

FEIN:

### PART 5: SHAREHOLDERS' PRO RATA SHARE OF INCOME

Enter the information for each shareholder. If there are more than 2 shareholders, use Form 512-S-SUP to enter the additional shareholders. Use as many Forms 512-S-SUP as needed.

|    |  | Shareholder 1 | Shareholder 2 |
|----|--|---------------|---------------|
| 1  | Name and Address of Each Shareholder<br>Name:<br><br>Address:<br><br>City, State, ZIP: |               |               |
| 2  | SSN or FEIN  |               |               |
| 3  | Ownership Percentage   |               |               |
| 4  | Distributable Federal Income<br>(Part 3, Column A, line 18 times Part 5 line 3)        |               |               |
| 5  | Distributable Oklahoma Income<br>(Part 3, Column B, line 18 times Part 5 line 3**)     |               |               |
| 6  | Oil and Gas Depletion (Federal)  |               |               |
| 7  | Oil and Gas Depletion (Oklahoma)   |               |               |
| 8  | Amount of Credit   |               |               |
| 9  | Type of Credit   |               |               |
| 10 | Amount of Withholding  |               |               |
| 11 | Type of Withholding  |               |               |

#### NONRESIDENT SHAREHOLDER (IF THE ELECTING PTE BOX IS CHECKED ON PAGE 1, LEAVE LINES 12-14 BLANK AND COMPLETE FORM 587-PTE)

|    |   |  |  |
|----|---|--|--|
| 12 | Is a signed Form 512-SA provided?<br>If nonresident agreement (Form 512-SA) is NOT provided, the S Corporation will be taxed on the income reported in line 13. | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| 13 | Nonresident Share of Income to Tax<br>if line 12 is NO (enter the distributable Oklahoma income from line 5)  |  |  |

#### TOTAL: NONRESIDENT SHARE OF INCOME TO TAX

|    |  |  |
|----|--|--|
| 14 | Add amounts shown in line 13 above for all Shareholders, and if applicable, from Form 512-S-SUP.<br>Enter here and on Page 1, Part 1, line 1a.....\$ |  |
|----|--|--|

**\*\*NOTE:** The amount shown in Part 3, Column B, line 18, Oklahoma net distributable income, may not be the amount to be entered on the shareholder's Oklahoma income tax return. This amount includes all allowable shareholder's income, losses, and deductions. Some of these items may be limited on the Federal return. If these items are allowed in full or part on your Federal income tax return, they will be allowed to the same extent on your Oklahoma return.

**Notice:** Forms required to compute withholding and credits must be provided with corporate return. Examples of these include: Form 1099 MISC, Form 500A: Non-resident Royalty Withholding, Form 511CR: Other Credits, Form 506: Investment/New Jobs Credit and Form 529: Small Business Guaranty Fee Credit. Schedules or authorization must be furnished.

**Note: Provide a complete copy of your Federal Return.**

**FOR INFORMATIONAL PURPOSES ONLY - MUST BE FILED ELECTRONICALLY**



Name Shown on Form 512-S:

FEIN:

**PART 6: ADDITIONAL INFORMATION**

**Location of Principal Accounting Records**

Address

City

State

Zip

Has the Internal Revenue Service redetermined your tax liability for prior years?

☐

Yes

☐

No

What years? \_\_\_\_\_

Did you file amended returns for the years stated above?

☐

Yes

☐

No

☐ N/A

Has the statute of limitations been extended by consent for any prior years?

☐

Yes

☐

No

What years? \_\_\_\_\_

Business name: \_\_\_\_\_ Date business began in Oklahoma: \_\_\_\_\_

Principal location(s) in Oklahoma: \_\_\_\_\_

# Franchise Tax Worksheet

|                  |                          |
|------------------|--------------------------|
| A. Taxpayer FEIN | B. Account Number        |
|                  |                          |
|                  | <b>-Office Use Only-</b> |

### C. Mailing Address Change

|  |
|--|
| Name   |
| Address  |
| City, State or Province, Country and Postal Code |

|  |
|--|
| C. New Mailing Address                           |
| City, State or Province, Country and Postal Code |

#### D. Balance Sheet Date (MM/DD/YY)

|  | Dollars | Cents |
|--|---------|-------|
| 1. Total net assets in Oklahoma (Franchise Tax Balance Sheet: Line 15, Column B) .....   | 1       | .00   |
| 2. Total net assets (Franchise Tax Balance Sheet: Line 15, Column A)<br>If all assets are in Oklahoma, enter "0" .....   | 2       | .00   |
| 3. Total current liabilities (Franchise Tax Balance Sheet: Line 23)<br><b>If line 2 is zero, complete line 4. If line 2 is not zero, complete lines 5-11</b> ..... | 3       | .00   |
| 4. Capital employed in Oklahoma (line 1 minus line 3)<br><b>Round to next highest \$1,000. If line 4 is completed, skip to line 12</b> .....                       | 4       | .00   |
| 5. Total gross business done by corporation in Oklahoma<br>(Franchise Tax Balance Sheet: Line 34) .....  | 5       | .00   |
| 6. Total value of assets and business done in Oklahoma (Total of lines 1 and 5) .....  | 6       | .00   |
| 7. Total gross business done by corporation (Franchise Tax Balance Sheet: Line 33) .....   | 7       | .00   |
| 8. Total value of assets and business done (Total of lines 2 and 7) .....  | 8       | .00   |
| 9. Percentage of Oklahoma assets (See instructions)<br><br>Check appropriate Box: <input type="checkbox"/> Option1 <input type="checkbox"/> Option 2 .....         | 9       | %     |
| 10. Value of capital subject to apportionment (Line 2 minus line 3) .....  | 10      | .00   |
| 11. Capital apportioned to Oklahoma (Line 10 multiplied by line 9)<br>Round to the next highest \$1,000 .....  | 11      | .00   |

|  |      | Dollars | Cents |
|--|------|---------|-------|
| 12. Tax (See instructions) (If less than \$250, enter "0") ..... | 12 = |         |       |
| 13. Registered agents fee (\$100.00 - See instructions) .....    | 13 + |         | .00   |
| 14. Interest .....   | 14 + |         |       |
| 15. Penalty .....  | 15 + |         |       |
| 16. Reinstatement fee (\$150.00 - See instructions) .....        | 16 + |         | .00   |
| 17. Previous payment.....  | 17 - |         |       |
| 18. Overpayment.....   | 18 = |         |       |
| 19. <b>Total Due</b> .....                                       | 19 = |         |       |





## Franchise Tax Schedule A: Current Officer Information

**NOTE: Inclusion of Officers Is Mandatory.**

|               |      |                |
|---------------|------|----------------|
| Taxpayer Name | FEIN | Account Number |
|---------------|------|----------------|

**Corporate officers effective as of \_\_\_\_\_ are as follows:**  
(Date)

### Schedule A: Current Officer Information

The officers listed below should be those whose term was in effect as of the close of the income tax year. Be sure to include names, addresses, and **social security numbers**.

|  |                                      |
|--|--------------------------------------|
| 1. Name (First, MI, Last)                        | Social Security Number               |
| Home Address (street and number)                 | Daytime Phone (area code and number) |
| City, State or Province, Country and Postal Code | Title                                |
| 2. Name (First, MI, Last)                        | Social Security Number               |
| Home Address (street and number)                 | Daytime Phone (area code and number) |
| City, State or Province, Country and Postal Code | Title                                |
| 3. Name (First, MI, Last)                        | Social Security Number               |
| Home Address (street and number)                 | Daytime Phone (area code and number) |
| City, State or Province, Country and Postal Code | Title                                |
| 4. Name (First, MI, Last)                        | Social Security Number               |
| Home Address (street and number)                 | Daytime Phone (area code and number) |
| City, State or Province, Country and Postal Code | Title                                |

**Please include social security numbers of officers.**

#### 710:1-3-6. Use of Federal Employer Identification Numbers and other identification numbers mandatory

All returns, applications, and forms required to be filed with the Oklahoma Tax Commission in the administration of this State's tax laws shall bear the **Federal Employer's Identification Number(s)**, the **Taxpayer Identification Number**, and/or other government issued identification number of the person, firm, or corporation filing the item and of all persons required by law or agency rule to be named or listed.

**[Source:** Amended at 32 Ok Reg 1330, eff 8-27-15]

#### 710:1-3-8. Confidentiality of records

All Federal Employer's Identification and/or Social Security Account Numbers are deemed to be included in the confidential records of the Commission.



|               |      |
|---------------|------|
| Taxpayer Name | FEIN |
|---------------|------|

If the business is not a "corporation," list the type of business structure, the date of formation, and county in which filed.

[illegible]

**FOR INFORMATIONAL PURPOSES ONLY - MUST BE FILED ELECTRONICALLY**

# Schedule E Franchise Tax Balance Sheet

|               |      |  |
|---------------|------|--|
| Taxpayer Name | FEIN | As of the Last Income Tax Year Ended: (MM/DD/YY) |
|---------------|------|--|

This page contains the Balance Sheet which completes the Oklahoma Annual Franchise Tax Return.

| <b>Assets</b>   | <b>Column A</b><br>Total Everywhere as per Books of Account.<br><b>If all Property is in Oklahoma, Do Not Use this Column.</b> | <b>Column B</b><br>Total in Oklahoma as per Books of Account. | <b>Liabilities and Stockholders' Equity</b>   | <b>Column C</b><br>Total Everywhere as per Books of Account. |
|---|--|---|---|--|
| 1. Cash .....   |  |   | 19. Accounts payable .....  |  |
| 2. Notes and accounts receivable .....                              |  |   | 20. Accrued payables .....  |  |
| 3. Inventories .....  |  |   | 21. Indebtedness payable<br>three years or less after<br>issuance<br>(see schedule D) .....               |  |
| 4. Government obligations and<br>other bonds .....                  |  |   | 22. Other current liabilities .....   |  |
| 5. Other current assets<br>(provide schedule) .....                 |  |   | 23. <b>Total Current Liabilities</b> .....  |  |
| 6. <b>Total Current Assets</b><br>(add lines 1A-5A and 1B-5B) ..... |  |   | (Lines: 19-22)  |  |
| 7. Mortgage and real estate loans .....                             |  |   | 24. Inter-company payables  |  |
| 8. Other investments<br>(provide schedule) .....                    |  |   | (a) To parent company .....   |  |
| 9. (a) Building .....   |  |   | (b) To subsidiary company .....   |  |
| (b) Less accumulated<br>depreciation .....                          |  |   | (c) To affiliated company .....   |  |
| 10. (a) Fixed depreciable assets .....                              |  |   | 25. Indebtedness maturing and<br>payable in more than three<br>years from the date of issu-<br>ance ..... |  |
| (b) Less accumulated<br>depreciation .....                          |  |   | 26. Loans from stockholders not<br>payable within three years .....                                       |  |
| 11. (a) Depletable assets .....                                     |  |   | 27. Other liabilities .....   |  |
| (b) Less accumulated<br>depletion .....                             |  |   | 28. Capital Stock   |  |
| 12. Land .....  |  |   | (a) Preferred stock .....   |  |
| 13. (a) Intangible assets .....                                     |  |   | (b) Common Stock .....  |  |
| (b) Less accumulated<br>amortization .....                          |  |   | 29. Paid-in or capital surplus<br>(provide reconciliation) .....  |  |
| 14. Other assets .....  |  |   | 30. Retained earnings .....   |  |
| 15. <b>Net Assets</b> .....   |  |   | 31. Other capital accounts .....  |  |
| (Lines: 6-14)   |  |   | 32. <b>Total Liabilities and<br/>Stockholders' Equity</b> .....   |  |
| 16. Inter-company receivables:                                      |  |   | (Lines: 23-31)  |  |
| (a) From parent company .....                                       |  |   | 33. <b>Total gross business done<br/>everywhere<br/>(sales and service)</b> .....                         |  |
| (b) From subsidiary company .....                                   |  |   | (from income tax return)  |  |
| (c) From affiliated company .....                                   |  |   | 34. <b>Total gross business<br/>done in Oklahoma<br/>(sales and service)</b> .....                        |  |
| 17. Bank holding company<br>stock in subsidiary bank .....          |  |   | (from income tax return)  |  |
| 18. <b>TOTAL ASSETS</b> .....                                       |  |   |   |  |
| (Lines: 15-17)  |  |   |   |  |

Federal Employer  
Identification Number:

## Schedule 512-S-X: Amended Return Schedule

If yes, **provide** a copy of IRS Form 1120X or 1139 and a copy of "Statement of Adjustment", IRS refund check or deposit slip.

If yes, **provide** a complete copy of the RAR.

This image shows a blank sheet of white paper with horizontal ruling lines. The lines are evenly spaced and run across the width of the page. There are no margins, text, or other markings on the paper.

## Instructions for filing an Amended Return

When filing an amended return, place an "X" in the Amended Return check-box at the top of page 1. Enter any amount(s) paid with the original return plus any amount(s) paid after it was filed on line 9. Enter any refund previously received or overpayment applied on line 10. Complete the Amended Return Schedule, Schedule 512-S-X above.

**Provide** the amended Federal return and proof of disposition by the Internal Revenue Service when applicable.

An overpayment on an amended return may not be credited to estimated tax, but will be refunded. The amount applied to estimated tax on the original return cannot be adjusted.



# Oklahoma Supplemental Schedule for Form 512-S, Part 5

FORM **512-S-SUP** 2022

**FOR INFORMATIONAL PURPOSES ONLY - MUST BE FILED ELECTRONICALLY**

|                |      |      |
|----------------|------|------|
| Corporate Name | FEIN | Page |
|                |      | of   |

|    |  | Shareholder | Shareholder |
|----|--|-------------|-------------|
| 1  | Name and Address of Each Shareholder<br>Name:<br><br>Address:<br><br>City, State, ZIP: |             |             |
| 2  | SSN or FEIN  |             |             |
| 3  | Ownership Percentage   |             |             |
| 4  | Distributable Federal Income (Part 3, Column A, line 18 times Part 5 line 3)           |             |             |
| 5  | Distributable Oklahoma Income (Part 3, Column B, line 18 times Part 5 line 3**)        |             |             |
| 6  | Oil and Gas Depletion (Federal)  |             |             |
| 7  | Oil and Gas Depletion (Oklahoma)   |             |             |
| 8  | Amount of Credit   |             |             |
| 9  | Type of Credit   |             |             |
| 10 | Amount of Withholding  |             |             |
| 11 | Type of Withholding  |             |             |

**Nonresident Shareholder** (If the electing PTE box is checked on Form 512-S page 1, leave lines 12-13 blank and complete Form 587-PTE)

|    |   |  |  |
|----|---|--|--|
| 12 | Is a signed Form 512-SA provided?<br>If nonresident agreement (Form 512-SA) is NOT provided, the S Corporation will be taxed on the income reported in line 13. | <input type="checkbox"/> Yes <input type="checkbox"/> No | <input type="checkbox"/> Yes <input type="checkbox"/> No |
| 13 | Nonresident Share of Income to Tax if line 12 is NO (enter the distributable Oklahoma income from line 5)   |  |  |

**\*\*NOTE:** The amount shown in Part 3, Column B, line 18, Oklahoma net distributable income, may not be the amount to be entered on the shareholder's Oklahoma income tax return. This amount includes all allowable shareholder's income, losses, and deductions. Some of these items may be limited on the Federal return. If these items are allowed in full or part on your Federal income tax return, they will be allowed to the same extent on your Oklahoma return.



# Nonresident Shareholder Agreement

FORM **512-SA** 2022

**FOR INFORMATIONAL PURPOSES ONLY - MUST BE FILED ELECTRONICALLY**

**Not for a shareholder of an electing pass-through entity (PTE)**

I, \_\_\_\_\_, the undersigned, do agree I will file an Oklahoma Income Tax Return for the taxable year ending \_\_\_\_\_. I will include, in Oklahoma adjusted gross income, my share of distributable taxable income or net operating loss of the corporation named below to the extent such income, gain or loss, is at the corporate level, derived from sources within Oklahoma. I further state I made and executed this agreement for the purpose of filing it with the following named corporation to be submitted with the Oklahoma Small Business Corporation Income Tax Return, Form 512-S, filed by the corporation for the taxable year indicated above.

Corporation \_\_\_\_\_

Street Address or Post Office Box \_\_\_\_\_

City \_\_\_\_\_ State \_\_\_\_\_ ZIP \_\_\_\_\_

Federal Employer Identification Number \_\_\_\_\_

\_\_\_\_\_  
Signature of Shareholder Executing Agreement

\_\_\_\_\_  
Social Security Number or  
Federal Employer Identification Number

Dated this \_\_\_\_\_ day of \_\_\_\_\_, \_\_\_\_\_.

## **Corporation Please Note:**

This agreement must be filed with the original Small Business Corporation Income Tax Return, Form 512-S, for each nonresident shareholder. Otherwise, the corporation shall be taxed on that part of the corporation's net taxable income allocable to the shares of stock owned by the nonresident shareholder. Once the agreement has been signed, it is irrevocable for this taxable year. Rule 710:50-21-1.

An electing pass-through entity (PTE) is not required to file Form 512-SA because the nonresident shareholder will not be required to file an Oklahoma income tax return on the nonresident shareholder's share of distributable income of the PTE. 68 OS Sec. 2355.1P-1 through 2355.1P-4.